

LICENSED PRACTICAL NURSES

A Meeting of the Georgia State Board of Examiners of Licensed Practical Nurses was held on March 27, 2003 at 9:00 a.m. in Room 104 of the Office of the Secretary of State, Professional Licensing Boards, 237 Coliseum Drive, Macon, Georgia.

MEMBERS PRESENT

Grace Taylor, LPN, President
Jacqueline Dumas, LPN, Cognizant
Lynn Blackburn, Consumer Member
Barbara Mitchell, RN, NHA

MEMBERS NOT PRESENT

Virginia Streetman, LPN, Vice President
Julia Nell Shaw, RN
Perry Howell, LPN

OTHERS PRESENT

Jacqueline A. Hightower, Executive Director
Sandra Norwood-Marshall, Application Specialist
Pam Candler, Board Secretary
Janet Jackson, Assistant Attorney General
Kathy Harvey, Area Supervisor, Enforcements

President Taylor established that a quorum was present and called the meeting to order at 9:10 a.m.

Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to enter into Executive Session in accordance with O.C.G.A. § 43-1-2(k)(1), (2) and (4); § 43-1-19(h)(2), (3) and (4) and O.C.G.A. § 43-1-19(h); 50-14-2(1) to deliberate on investigations and applications and receive information on application and investigative reports and the attorney general's report. Voting in favor of the motion were Taylor, Dumas, Mitchell and Blackburn. The Board concluded executive session in order to vote on these matters and to continue with the public session.

Agenda: Ms. Mitchell moved and Ms. Dumas seconded and the Board Voted to approve the Agenda.

Minutes: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to approve the Minutes from the January 14-15, 2003 meeting.

Executive Director's Report: Ms. Hightower discussed the following items of interest:

- ☐ Budget
- ☐ Travel Limits
- ☐ Possible reduction in Board members
- ☐ Renewals

Attorney General's Report

Stephen Christopher Houmard: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to accept the Consent Order, Docket No. 2003-0332

Israel Jerome Dean: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to accept the Consent Order, Docket No. 2003-0335

Lydia O. Thomas: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to accept the Consent Order, Docket No. 2003-0333.

Cathy Dumas Lukasiewicz: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to accept the Consent Order, Docket No. 2003-0334.

Shannon Denita Waddell: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to accept the Consent Order, Docket No. 2003-0331.

Case No. 130100117: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to close this file with a letter of concern. Ms. Mitchell abstained.

Case No. 130100095: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to close with a letter of concern.

Case No. 130100096: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to close with a letter of concern.

Sabrina L. Fraley: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to schedule a hearing to review the Initial Decision on May 15, 2003 at 10:00 a.m.

Lisa B. Weathersbee: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to accept by operation of law the Initial Decision docketed on March 6, 2003.

Enforcement Department Report:

Case No. LPN030010: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to refer to the Attorney General with a recommendation for suspension.

Case No. LPN030059: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to refer to the Attorney General provided respondent renews her license.

Daniel Lewis Harrell: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to accept the Voluntary Surrender, Docket No. 2003-0340.

Gary Todd Foster: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to accept the Voluntary Surrender, Docket No. 2003-0339.

Case No. LPN022203: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to refer to the Attorney General.

Case No. 130102076: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to refer to the Attorney General.

Case No. 130102077: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to refer to the Attorney General.

Case No. 130102102: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to offer a cease and desist order.

Case No. 130101145: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to refer to the Attorney General.

Rebecca Odom: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to accept the voluntary surrender, Docket No. 2003-0338.

Case No. LPN022178: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to close with a letter of concern.

Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to close and flag all non-renewed Investigative files and all non-renewed files referred to the Attorney General.

Ms. Harvey provided a listing of open cases in the Enforcement Department.

Administrative Consent Orders for Impaired Nurses:

The Board discussed the draft proposal for Consent Orders for impaired nurses. The Board agreed to review the proposal and place on the May meeting Agenda.

Probation matters

Baker, Kathy, LPN054116: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to remove from non-compliance and accept the report from the Kentucky Board of Nursing.

Bonds, Sherry O. LPN059554: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to refer for non-compliance.

Britt, Ruth Diane, LPN019116: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to remove from non-compliance.

Cappas, Gina, LPN044722: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to request more information.

Cook, Sheila W. LPN040836: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to request more information.

Gilmore, David A. LPN058096: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to allow Mr. Gilmore to work for the Nursing Agency so long as he was under the supervision of a Registered Nurse.

Hill, Brenda LPN038111: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to approve In-Service Coursework.

James, Keicia LPN054495: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to remove from non-compliance.

Johnson, Lavis, LPN045521: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to remove from non-compliance.

Leggett, Barbara J., LPN055824: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to approve In-Service Coursework.

Lott, Charlene, LPN055105: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to remove from non-compliance.

McClellan, Toni, LPN051876: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to remove from non-compliance.

Mitchell, Magaret, LPN054957: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to remove from non-compliance.

Porter, Bethany D. LPN053723: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to allow Ms. Porter to work for the Nursing Agency so long as she was under the supervision of a Registered Nurse.

Vandiver, Jennifer LPN050782: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to request more information from this nurse before they granted her request to work for an agency.

Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to remove probation stipulations from the following nurses:

LPN050643 Rose Marie Smith
LPN050832 Tracey J. Turner

LPN050639 Candice Richard
LPN056958 Cheryl Napierala

Applications:

Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to take the following actions on applications for licensure:

Patricia Marie Goins: To approve application for licensure by reinstatement.

Patricia A.J. To defer action on application for licensure by reinstatement.

Linda G. L. To defer action on application for licensure by reinstatement.

Dawn Marie Ross McConnell: To deny application for licensure by reinstatement.

Carolyn Louise Thomas: To approve application for licensure by reinstatement under a consent agreement and payment of a fine for unlicensed practice.

Mary M. K: To approve application for licensure by examination upon proof of a passing score.

Natalie E. S: To approve application for licensure by examination upon proof of a passing score.

Sherrell L. T: To approve application for licensure by examination upon proof of a passing score.

Somnay D. W. To approve application for licensure by examination upon proof of a passing score.

Stephanie M. H. W. To approve application for licensure by examination, with a letter of concern, upon proof of a passing score.

Harriett J. Davis: To approve application for licensure by examination upon proof of a passing score (LPN065343).

Dominica J. D. To approve application for licensure by endorsement, after execution of a consent agreement.

Naa O. E. To approve application for licensure by endorsement, after execution of a consent agreement.

Debra M. Gates: To approve application for licensure by endorsement (LPN065344).

Crystal Yvonne Hines: To approve application for licensure by endorsement (LPN065345)

Julia Ann Pondo Meachem: To deny application for licensure by endorsement.

Anne C. Phillips: To approve application for licensure by endorsement; (LPN065346)

Knika S. Russell: To deny application for licensure by endorsement.

Connie L. T. To approve application for licensure by endorsement, after execution of a consent agreement.

Latesha J'ton Tucker: To approve application for licensure by endorsement (LPN065347)

Renewal Applications

Case No. LPN030220: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew and refer to Investigation/Enforcement.

Case No. LPN030208: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to renew and refer to Investigation/Enforcement.

Case No. LPN030209: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to renew and refer to Investigation/Enforcement.

Case No. LPN030175: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew.

Case No. LPN030210: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to renew.

Case No. LPN030228: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to renew.

Case No. LPN030211: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew.

Case No. LPN030232: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew.

Case No. LPN030233: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to renew with a letter of concern.

Case No. LPN030237: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN030212: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to renew with a letter of concern.

Case No. LPN030148: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to

renew with a letter of concern.

Case No. LPN030213: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to renew with a letter of concern.

Case No. LPN030214: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN030235: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to renew with a letter of concern.

Case No. LPN030215: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN030216: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to renew with a letter of concern.

Case No. LPN030236: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to renew with a letter of concern.

Case No. LPN030217: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN030218: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to renew and request a letter of explanation.

Case No. LPN030219: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN030221: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to renew.

Case No. LPN030156: Ms. Mitchell moved and Ms. Dumas seconded and the Board voted to renew and refer to Enforcement.

Case No. LPN030158: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew and refer to Enforcement.

Case No. LPN030222: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to renew and refer to Enforcement.

Case No. LPN030161: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to renew with a letter of concern.

Case No. LPN030224: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN022159: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew and refer to Enforcement.

Case No. LPN030170: Ms. Blackburn moved and Ms. Mitchell seconded and the Board voted to renew.

Case No. LPN030225: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to renew.

Case No. LPN030226: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to renew with a letter of concern.

Case No. LPN030227: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN011011148: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to renew with a letter of concern.

Case No. LPN030234: Ms. Dumas moved and Ms. Blackburn seconded and the Board voted to renew with a letter of concern.

Case No. LPN030229: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew and refer to Enforcement.

Case No. LPN030230: Ms. Dumas moved and Ms. Mitchell seconded and the Board voted to renew.

Case No. LPN030231: Ms. Blackburn moved and Ms. Dumas seconded and the Board voted to renew and refer to Enforcement.

Case No. LPN030197: Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to renew and refer to Enforcement.

Correspondence:

Pamela Kimbrel, RN, BSN: Questioning whether or not an LPN can take MD orders?

Board Response: The Georgia Board of Examiners of Licensed Practical Nurses does not provide unofficial advice regarding the practice of practical nursing. The board encourages all practical nurses to review and adhere to the law and rules of the board. A practical nurse that adheres to the law, rules and the prevailing standards of the profession is practicing within the scope.

An official opinion of the board is rendered through the disciplinary process. Each situation is thoroughly investigated, expert advice and opinions are obtained, and learned journals, articles and books are reviewed in order to determine whether the prevailing minimum standards of the profession have been met. To date, the board has not made an official opinion on the scope of practice of licensed practical nurses and the administration of drugs used for conscious sedation.

You are strongly encouraged to review the law and rules, expert advice and opinions, and review articles, books and journals to assist you in determining whether such acts are appropriate in each particular situation. You may consider contacting the Georgia Licensed Practical Nurses Association at 478-745-6655. Inasmuch as conscious sedation may require additional certification and training by registered nurses and physicians, it is possible that there may never be a particular circumstance wherein a practical nurse administering drugs for conscious sedation is found to be appropriate. However, it is not the Board's intention to restrict the practical nurse scope of practice, but to protect the public. Therefore, a careful review of the prevailing standards of care for conscious sedation should be considered to determine whether

in each particular circumstance a Licensed Practical Nurse is the appropriate licensed individual to administer conscious sedation medications.

James W. Jameson: Wrote concerning student problems Griffin Technical College.

Board Response: The Board felt that this matter should be given to Ms. Starr, as she is the Nursing Education Consultant.

Peggy Ivey: Wrote concerning fee increase and the need to speak with other LPNs.

The Georgia Board of Examiners of Licensed Practical Nurses reviewed your letter regarding the fee increase and the policy of no personal checks.

The Georgia Board of Examiners of Licensed Practical Nurses voted to require certified funds in 1995. It is the Board's belief that this is a good policy due to the volume of bad checks and the consequences of the bad checks. Specifically, the pursuit of bad checks involves investigative and administrative costs. In addition, the nurse faces disciplinary action for unlicensed practice and her employer and patient may be subject to the loss of certain insurance reimbursements. The Board found that requiring certified funds eliminates these negative consequences and avoids large fines.

Under Georgia law, the board is required to be self-supporting. An accounting audit revealed that the board must raise the renewal fee in order to meet the requirements of the law. Please note, that the registered nurse fee increase will be implemented in 2005.

Thank you for your interest in the appropriate practice of practical nursing. If you have any questions, please feel free to call our office.

Ms. Mitchell moved and Ms. Blackburn seconded and the Board voted to adjourn the meeting at 4:23 p.m.

Recorded By:

Pam Candler, Board Secretary

Grace Taylor, President

Approved by:

Jacqueline A. Hightower
Executive Director

Mollie Fleeman
Division Director